

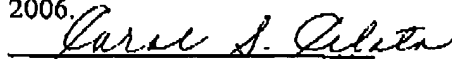
MAY 30 2006

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>FIRST NAMED INVENTOR:</b>	<b>SERIAL NO.:</b>	<b>FILING DATE:</b>	<b>ART UNIT:</b>	<b>CONF. NO.:</b>
Peter DiBenedetto	10/675,971	October 2, 2003	1636	7789
<b>TITLE:</b>			<b>EXAMINER:</b>	
Assays For Evaluating Anti-Osteoarthritic Activity			Sullivan, Daniel M.	

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify under 37 CFR 1.8(a) that this correspondence (4 pages) is being transmitted by facsimile to 571-273-8300, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O Box 1450, Alexandria, VA 22313-1450, on May 30, 2006.

  
Name: Carol S. Celata

**Mail Stop Amendment**  
Commissioner for Patents  
PO. Box 1450  
Alexandria, VA 22313-1450

## REPLY TO RESTRICTION REQUIREMENT

Sir:

Responsive to the Restriction Requirement dated December 29, 2005, the claims of Group III (Claims 5-24) drawn to an assay for evaluating the efficacy of a test compound for treating or preventing osteoarthritic cartilage damage are elected for prosecution. Applicant reserves the right to file a continuing application or take such other appropriate action as deemed necessary to protect the non-elected inventions. Applicant does not hereby abandon or waive any rights in the non-elected inventions.

Applicant further elects the species of claim 16 for prosecution on the merits. Claims 5 and 15 are readable upon claim 16.

A response to the December 29, 2005 Restriction Requirement originally was due on January 29, 2006. A four month extension of time, to May 29, 2006, to respond to the Restriction Requirement is respectfully requested. With the four month extension of time, a response therefore is due on May 29, 2006. However, because May 29, 2006 was a federal holiday, a response filed today May 30, 2006 is considered to be timely filed.

Attorney's Docket No. 5118  
Serial no. 10/675,971  
Election  
Page 2 of 2

Please charge the appropriate fee for a four month extension of time to Deposit Account  
No. 07-1074. A duplicate copy of this response is enclosed for fee purposes.

Respectfully submitted,



Date: May 30, 2006  
Genzyme Corporation  
Legal Department  
15 Pleasant Street Connector  
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Reg. No. 36,108

MAY 30 2006

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